(17)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

मामला क्रमांक M.A.C.No.604/2007 सन् 200

आदेश पत्रक (पूर्वानुबद्ध)

आदेश का दिनांक तथा आदेश क्रमांक	हस्ताक्षर सहित आदेश	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अंतिम आदेश

M.A. No. 604/2007

APPELLANT
Non-applicant No. 1 United India Insurance Co. Ltd. T.P. Nagar- Korba, Local Address- Rajendra Nagar Chowk, Bilaspur Tah. & Distt. Bilaspur (C.G.)

Versus

RESPONDENTS
Applicant
1 Anchal Singh Suryavanshi, S/o. Mansingh Suryavanshi, aged- 10 years, Minor- through- natural guardian- father, Man Singh Suryavanshi, aged 35 years, R/o. Keshla, At present- Bohardih, O.P.- Pachpedi, P.S.- Masturi, Distt. Bilaspur (C.G.)

Non-applicant No. 1. 2. Omprakash Ratre, S/o. Shri Narayan Ratre, aged 19 years, R/o. Kesla, P.S. Pamgarh, Distt. Janjgir Champa (C.G.)

Non-applicant No. 2. 3. Chotelal Sahu, S/o. Shri Ganga Ram Sahu, R/o. Village and P.O. Nariyara, P.S. – Pamgarh, Distt. Janjgir Champa (C.G.)

SB: HON'BLE SHRI DHIRENDRA MISHRA, J.

Shri Dasrath Gupta, Advocate for the appellant.
None appears for respondents.

ORDER
(14-6-2007)

Dhirendra Mishra, J.

Heard on admission.

The instant appeal is directed against the impugned award dated 2nd March, 2007 passed by the Additional Motor Accident Claims Tribunal, Bilaspur in Claim Case No. 6/2006 whereby a sum of Rs. 25,000/- has been awarded to the respondent No. 1 towards compensation for the injuries sustained by him in a motor accident

(13)

उच्च न्यायालय, छत्तीसगढ़, बिलासपुर

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	dated 28-10-2005 involving the vehicle –Motorcycle No. CG11/ZE-2255 owned by the respondent no. 3 and driven by respondent no. 2. The Tribunal in para 10 of the award has held that where the driver of the vehicle does not possess the driving licence, even then, the insurance company is responsible for payment of award, however it can recover the same from owner and driver and accordingly, ~~opportunity~~ liberty has been given to the appellant to recover the amount from the owner and driver after paying the awarded amount to the claimant. Considering the above fact, this Court is of the opinion that there is no illegality or infirmity in the impugned award which requires interference by this Court. Accordingly, the appeal is dismissed at admission stage. **Sd/-** **Dhirendra Mishra** **Judge**	